

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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SABRINA PENCEAL, SHIREEF JONES,  
KRISTY WALDRIP, CRYSTAL DRAHEIM,  
ANDREA DURUISSEAU, LEANDRIA  
GORDON, MARCUS HAYES, SHALINDA  
MALONE, TARA MATHEWS, SHARI  
MCFADDEN, DEDRA MEANS, JATERIA  
WALKER, NIKITA PIERCE, LATACHA  
STALLARD and DAWN SHIMKUS, Individually  
and on behalf of others similarly situated,

Plaintiffs,

v.

EEG INC., FRANK SCHOENEMAN, MICHAEL  
D. BOUMAN, REGIS CORPORATION, and “John  
Doe Entities”, name fictitious, name and number  
unknown, all conducting business as the Empire  
Education Group,

Defendants.

Case No.: 13-CV-7572 (WHP)

**STIPULATION  
OF DISMISSAL WITHOUT  
PREJUDICE OF PLAINTIFF  
DAWN SHIMKUS CLAIMS,  
ONLY**

Plaintiffs Sabrina Penceal, Shireef Jones, Kristy Waldrip, Crystal Draheim, Andrea Duruisseau, Leandria Gordon, Marcus Hayes, Shalinda Malone, Tara Mathews, Shari Mcfadden, Dedra Means, Jateria Walker, Nikita Pierce, Latacha Stallard, and Dawn Shimkus, individually and on behalf of others similarly situated (“Plaintiffs”), and Defendants EEG Inc., Frank Schoeneman, Michael D. Bouman, and Regis Corporation (“Defendants”) (Plaintiffs and Defendants, collectively referred to as the “Parties”), through their undersigned counsel of record, agree and stipulate as follows:

1. Plaintiff Dawn Shimkus' claims under the Federal Fair Labor Standards Act ("FLSA"), 29 U.S.C. §201, et seq. and Florida Minimum Wage Act, § 448.110 shall be dismissed without prejudice.

**SO STIPULATED.**

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**Attorneys for Defendants**

**[PROPOSED] ORDER**

**AND NOW**, this \_\_\_ day of \_\_\_\_\_, 2015, upon consideration of the Parties' Stipulation, it is hereby **ORDERED** and **DECREED** that the stipulation as set forth in the Parties' Stipulation is **ADOPTED**.

**IT IS SO ORDERED.**

BY THE COURT:

\_\_\_\_\_  
Honorable William H. Pauley, III  
United States District Judge